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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91218036
Party	Plaintiff Oracle America, Inc.
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Attachments	SUNSHINE CRM - Motion to Amend Application.pdf(195576 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

ORACLE AMERICA, INC.,)	
)	Opposition No. 91218036
Opposer,)	
)	
v.)	Mark: SUNSHINE CRM
)	
ZHENGZHOU DANDIAN)	
TECHNOLOGY SOFTWARE LTD.,)	Serial No.: 86/000466
)	
Applicant.)	

**MOTION TO AMEND APPLICATION, WITH CONSENT, AND CONDITIONAL
WITHDRAWAL OF OPPOSITION**

Applicant respectfully requests that the above application (the “Application”) be amended to limit the identification of goods by deleting the goods and services shown in ~~strikethrough~~ below:

Class 9: *Blank computer discs; Blank floppy computer discs; ~~Blank magnetic discs;~~ Blank optical discs; ~~Blank USB flash drives;~~ ~~Calculating machines;~~ Computer game software; Computer memories; ~~Computer operating programs, recorded;~~ ~~Computer operating software;~~ ~~Computer peripheral devices;~~ Computer screen saver software; Computer search engine software; Computer software for use in customer relationship management (CRM); ~~Computers;~~ ~~Data processing apparatus;~~ Downloadable electronic publications in the nature of magazines in the field of computers; Downloadable image file containing artwork, text, audio, video, games and Internet Web links relating to sporting and cultural activities; Downloadable music files; Downloadable ring tones for mobile phones; ~~Downloadable software for use in database management, as a spreadsheet and word processing;~~ ~~Laptop computers;~~ Magnetically encoded*

identity cards; Modems; Photocopiers; Punched card office machines; Telecommunications transmitters

Class 42: *Computer programming; Computer software consultancy; Computer software design; ~~Computer system design services; Computer systems analysis;~~ Computer virus protection services; Consulting services in the field of design, selection, implementation and use of computer hardware and software systems for others; Conversion of data or documents from physical to electronic media; Creating and maintaining web sites for others; Data conversion of computer programs and data, not physical conversion; Digitization of documents; Duplicating computer programs; Hosting the web sites of others on a computer server for a global computer network; Installation of computer software; Maintenance of computer software; Monitoring of computer systems by remote access to ensure proper functioning; Provision of search engines for the Internet; Recovery of computer data; Rental of computer software; Rental of computers; Rental of web servers; Updating of computer software.*

Thus, the goods identification of the Application, as amended, will read as follows:

Class 9: *Blank computer discs; Blank floppy computer discs; Blank optical discs; Computer game software; Computer screen saver software; Computer search engine software; Computer software for use in customer relationship management (CRM); Downloadable electronic publications in the nature of magazines in the field of computers; Downloadable image file containing artwork, text, audio, video, games and Internet Web links relating to sporting and cultural activities; Downloadable music files; Downloadable ring tones for mobile phones; Magnetically encoded identity cards; Modems; Photocopiers; Punched card office machines; Telecommunications transmitters*

Class 42: *Computer programming; Computer software consultancy; Computer software design; Computer virus protection services; Consulting services in the field of design, selection, implementation and use of computer hardware and software systems for others; Conversion of data or documents from physical to electronic media; Creating and maintaining web sites for others; Data conversion of computer programs and data, not physical conversion; Digitization of documents; Duplicating computer programs; Hosting the web sites of others on a computer server for a global computer network; Installation of computer software; Maintenance of computer software; Monitoring of computer systems by remote access to ensure proper functioning; Provision of search engines for the Internet; Recovery of computer data; Rental of computer software; Rental of computers; Rental of web servers; Updating of computer software.*

The proffered amendment limits the goods identification in a manner permitted by 37 C.F.R. §2.71(a), and has been consented to by Opposer Oracle America, Inc., as required by 37 C.F.R. § 2.133.

Contingent upon the Board's acceptance and entry of the proffered amendment, the parties stipulate to the dismissal of the present opposition without prejudice.

Respectfully submitted,

ORACLE AMERICA, INC.

/s/ Lynn Hsu
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**ZHENGZHOU DANDIAN
TECHNOLOGY SOFTWARE LTD.**

Wang Jiyun

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Principal

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Applicant

CERTIFICATE OF SERVICE

I certify that on September 25, 2014, I served a copy of the above **MOTION TO AMEND WITH CONSENT AND CONDITIONAL WITHDRAWAL OF OPPOSITION** to the following via email and overnight courier:

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/s/ Lynn Hsu

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